

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
CIVIL MINUTES—  
GENERAL

Case No. 5:23-cv-00099-SSS-SPx

Date July 18, 2023

Title *Jeffrey J. Gway, et al. v. ZBS Law, LLP, et al.*

Present: The Honorable SUNSHINE S. SYKES, UNITED STATES DISTRICT JUDGE

Irene Vazquez

Not Reported

Deputy Clerk

Court Reporter

Attorney(s) Present for Plaintiff(s):

Attorney(s) Present for Defendant(s):

None Present

None Present

**Proceedings: ORDER DISMISSING PLAINTIFFS' CLAIM FOR  
FAILURE TO AMEND THE COMPLAINT**

On June 26, 2023, the Court granted Defendants Marlon T. Arias, the Law Offices of Michael C. Earle, Michael Earle, Fay Servicing, LLC, Mortgage Electronic Registration System, and ZBS Law, LLP's (collectively, "Defendants") Motions to Dismiss Plaintiffs Jeffrey J. Gway and Lillian Q. Gway's (collectively, the "Plaintiffs") Complaint. [Dkts. 8 & 15]. In the Court's Order, the Court found that Plaintiffs' Complaint failed to provide Defendants with sufficient notice of the claims against them. [Dkt. 29 at 2]. Accordingly, the Court granted the Defendants' Motion in their entirety. [Dkt. 29 at 2–3]. The Court further granted Plaintiffs leave to amend their Complaint in order to cure their Complaint's deficiencies. Plaintiffs' amended complaint was due on or before July 10, 2023. [Dkt. 29 at 2]. As of the date of this order, Plaintiffs have not filed an amended complaint. Accordingly, Plaintiffs' Complaint is hereby **DISMISSED WITH PREJUDICE**. *See American Western Door & Trim v. Arch Specialty Insurance Co.*, No. CV 15-00153-BRO (SPx), 2015 WL 1308440, at \*1 (C.D. Cal. April 15, 2015) ("A district court may dismiss an action with prejudice when a plaintiff fails to file an amended complaint within the allotted time period."); *see also Cabello v. City of Phoenix*, 387 F. App'x 709, 710 (9th Cir. 2010).

**IT IS SO ORDERED.**